

COMMONWEALTH OF MASSACHUSETTS

Suffolk ss. SUPERIOR COURT

Indictment Nos. 99-10201

COMMONWEALTH

vs.

Thomas M. Lead

filed
1/1WAIVER OF DEFENDANT'S RIGHTS

I have discussed the above case(s) and my constitutional and other rights with my attorney. I understand that by entering my plea of guilty I will be giving up my right to a trial by a jury or to a trial before a judge; to confront, cross-examine, and compel the attendance of witnesses; to present evidence in my defense; to remain silent and refuse to be a witness against myself by asserting my privilege against self-incrimination; all with the assistance of my defense attorney, and to be presumed innocent until proven guilty beyond a reasonable doubt.

I have been advised by my attorney of the nature of the charge or charges to which I am entering my guilty plea. I also have been advised by my attorney of the nature and range of the possible sentence or sentences. I have been advised of the recommendation on sentencing to be made by the Prosecution.

My guilty plea is not the result of force, threats, assurance or promises. I have decided to plead guilty voluntarily and freely, rather than at the direction of or because of the recommendation of any other person.

I am satisfied that my defense attorney has represented me in an effective and in a competent manner. I have had enough time to speak with him or her regarding any possible defenses I may have to the above charges.

I am not now on or under the influence of any drug, medication, liquor or other intoxicant or depressant, which would impair my ability to fully understand the constitutional and statutory rights that I am waiving when I plead guilty.

RENUNCIA DEL ACUSADO A SUS DERECHOS

Yo, he discutido el(los) caso(s) arriba mencionado(s), así como mis derechos constitucionales y demás derechos con mi abogado. Entiendo que al someter una alegación de culpabilidad renuncio a mi derecho de que mi juicio se ventile ante un jurado o ante un juez; a carearme con los testigos; contra-interrogarlos y obtener la comparecencia compulsoria de los mismos; a presentar pruebas en mi propia defensa; a permanecer en silencio y rehusar testificar en mi contra, haciendo valer así mi derecho a no incriminarme; y de hacer todo esto con la asistencia de mi abogado y a gozar de la presunción de inocencia hasta que quede comprobada mi culpabilidad fuera de toda duda razonable.

Mi abogado(a) me ha informado de la naturaleza del cargo (o cargos) ante los cuales alego mi culpabilidad. Mi abogado me ha informado cuál (cuáles) es (son) el alcance de la posible sentencia o sentencias. También he sido informado de la recomendación de sentencia que hará la Fiscalía.

Mi declaración de culpabilidad no es resultado de fuerza, amenaza, garantía o promesas. He decidido declararme culpable libre y voluntariamente y no bajo la directiva o debido a la recomendación de alguna otra persona.

Estoy satisfecho(a) con que mi abogado(a) me ha representado de forma efectiva y capaz. He tenido tiempo suficiente para discutir con él(ella) cualesquiera defensas a las cuales yo hubiese podido recurrir en los cargos ya mencionados.

En este momento no es ninguna droga, medicamento intoxicante o depresiva, capacidad de entender i constitucionales y legale mediante mi alegación de c

EXHIBIT

1.

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JUL 25 1999
CLERK OF THE
SUPERIOR COURT
COMMONWEALTH OF MASSACHUSETTS
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SUPERIOR COURT
COMMONWEALTH OF MASSACHUSETTS

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ve been advised by Judge McDonnell
 I understand that if I am not a citizen of the
 ited States, a conviction in the above case(s)
 ould result in my deportation or exclusion
 rom admission to the United States under
 ederal immigration law and that I may be
 ejected as an applicant for citizenship in the
 United States.

I understand that I give up the right to any and
 all defenses, and objections which I could assert
 to the above case(s). I also understand that I give
 up my right to appeal the Court's denial of any
 motions to dismiss or to suppress or to the
 Court's acceptance of my plea of guilty to the
 above offenses and imposition of sentence upon
 me.

Tal y como me informase el/la Hon. Juez
 entiendo que si no soy
 ciudadano de los Estados Unidos, el que se me
 condene del(de los) cargo(s) arriba mencionados podría
 resultar en mi deportación o en el que se me excluya de
 ser admitido(a) a los Estados Unidos bajo las leyes
 federales de inmigración o en el que se me denegue la
 naturalización conforme a las leyes de los Estados
 Unidos y que mi solicitud a la ciudadanía de los
 Estados Unidos puede ser rechazad(a) ciudadano en los
 Estados Unidos.

Entiendo que estoy renunciando al derecho de presentar
 cualquier defensa u objeciones que podría hacer valer a
 mi favor en el(los) caso(s) arriba mencionado(s).
 Entiendo además que renuncio a mi derecho a apelar la
 denegación de un Tribunal de cualesquiera mociones
 para desestimar o suprimir o el que un Tribunal acepte
 mi alegación de culpabilidad ante los cargos arriba
 mencionados y la imposición de una sentencia sobre
 mi persona.

Thomas McLeod
 Print Name of Defendant
 Nombre del Acusado (letra de molde)

[Signature]
 Signature of Defendant
 Firma del Acusado

11-1-99
 Date/Fecha

DEFENSE ATTORNEYS'S APPROVAL

I have discussed this case and the plea recommendation with my client in detail and have advised the
 defendant of all matters within the scope of Massachusetts Rules of Criminal Procedure Rule 12, including,
 the constitutional and other rights of the accused, the factual basis for and the nature of the offense or offenses
 to which the guilty plea will be entered, possible defenses, and the consequences of the guilty plea. After
 explaining the above to the defendant, I am satisfied that the defendant has understood my explanation.
 Moreover, I am satisfied that the defendant is not under the influence of any drug, medication, liquor or
 other intoxicant which can impair the defendant's ability to fully understand all the constitutional, statutory
 and/or other rights the defendant would waive when we discussed the consequences of a plea of guilty to the
 above indictment(s).

I represent to the Court that the Defendant has signed this document in my presence.

11/1/99
 Date

[Signature]
 Attorney for Defendant

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 BBO No.

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